

**IN THE HIGH COURT OF JUDICATURE  
AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL WRIT PETITION NO.2180 OF 2006**

Ulhas Ramchandra Rane ...Petitioner  
Vs.  
The Deputy Superintendent of Prisons  
Yerwada Central Prison, Pune and Another ...Respondents  
  
Mrs. I.M.Koparkar for the Petitioner  
Mrs. S.D. Shinde, A.P.P for the State

**CORAM: SHRI J.N.PATEL &  
SMT. ROSHAN DALVI, JJ.  
DATED: 10TH OCTOBER, 2006**

**P.C.**

1. Heard.
2. The Petitioner has challenged the order dated 10<sup>th</sup> January, 2006 passed by the Commissioner, Pune. It is submitted that the Petitioner's application for parole came to be rejected on the basis of adverse police report. The Petitioner has preferred an appeal before the State Government but has not received any communication.
3. In the facts and circumstances of the case, we find that it will be proper on the part of the Petitioner to make a fresh application for seeking parole, before the Divisional

Commissioner, Pune, who is the Competent Authority and we find no reason why he should not be released on Parole if the Petitioner/Prisoner is so entitled under the rule and he makes out a case for such parole. On the ground on which the parole was sought earlier and was rejected. The Petition no more survives.

4. With these observations Petition stand dismissed as infructuous.

**(SMT.ROSHAN DALVI, J.) (SHRI. J.N. PATEL, J.)**